

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.4008 OF 2004

Mrs Shantibai G. Kunde

... Petitioner

v/s

Gajanan L. Gandhi and ors.

... Respondents

Mr B.N. Rai with Mr M.B. Rai for Petitioner.

Mr V.N. Bolinjkar i/b Mr C.K. Malpathak for

Respondent Nos.1 and 2.

Mr R.S. Apte for Respondent No.3.

Mr M.H. Solkar for Respondent No.4.

CORAM : **D.K. DESHMUKH J.**

DATE : **15TH JUNE 2005.**

P.C.

:-

1. Both the Courts below have concurrently found that the petitioner is not entitled to any relief. In any case, the defendant Nos.1 and 2 were joined as party defendants in their capacity as promoters of the Co-operative Society. Now Co-operative Society has admittedly been formed. The Society has not yet been joined as party to the suit. In the absence of that Society as a party, the temporary injunction cannot be granted. Petition is rejected.

. Parties to act on the copy of this order duly authenticated by the Sheristedar / Personal Secretary of this Court as true copy.

. Certified copy expedited.
